

Jew

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Makoto KITABATAKE, et al.

Application No.: 10/536,828

Filed: May 27, 2005

For: SEMICONDUCTOR APPARATUS



Customer Number: 20277

Confirmation Number: 6640

Group Art Unit: 2811

Examiner: Not yet assigned

REQUEST FOR CORRECTED FILING RECEIPT

Mail Stop COFR
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Attached is a copy of the Filing Receipt received from the U.S. Patent and Trademark Office in the above-referenced application. It is noted that the third Inventor's name is spelled incorrectly. Attached is a copy of the Declaration, which evidences that the third Inventor's name should read Masao Uchida. It is requested that a corrected filing receipt be issued.

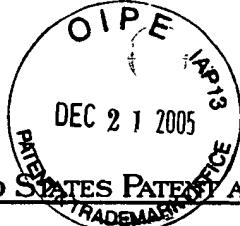
Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty
 Registration No. 36,139

Please recognize our Customer No. 20277
 as our correspondence address.

600 13th Street, N.W.
 Washington, DC 20005-3096
 Phone: 202.756.8000 MEF:aph
 Facsimile: 202.756.8087
Date: December 21, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPL NO. | FILING OR 371 (C) DATE | ART UNIT | FIL FEE REC'D | ATTY.DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|----------------|----------|----------|----------|
| 10/536,828 | 05/27/2005 | 2811 | 1260 | 071971-0251 | 10 | 14 | 2 |

20277
MCDERMOTT WILL & EMERY LLP
600 13TH STREET, N.W.
WASHINGTON, DC 20005-3096

RECEIVED
NOV 28 2005
MW&E

CONFIRMATION NO. 6640

FILING RECEIPT



OC000000017471324

Date Mailed: 11/21/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Makoto Kitabatake, Nara, JAPAN;
Osamu Kusumoto, Nara, JAPAN;
Nasao Uchida, Osaka, JAPAN;
Kunimasa Takahashi, Osaka, JAPAN;
Kenya Yamashita, Osaka, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number 20277.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/13263 09/06/2004

Foreign Applications

JAPAN 2003-313111 09/04/2003

Projected Publication Date: 02/23/2006

Non-Publication Request: No

Early Publication Request: No

Title

Semiconductor device

Preliminary Class

257

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR

1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Docket No.:

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitle

SEMICONDUCTOR APPARATUS

, the specification of which

is attached hereto.
 was filed on **September 6, 2004** as United States Application Number , or
PCT International Application Number **PCT/JP2004/013263** and was amended on
(if applicable), or
 is a Continuation-In-Part (CIP) of Application Number , filed

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56 including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35, United States Code, Section 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's or plant breeder's right certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's, or plant breeder's rights certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications(s):

| Number | Country | Day/Month/Year filed | Priority Claimed |
|-------------|---------|----------------------|-------------------------------------|
| 2003-313111 | JAPAN | 04/09/2003 | <input checked="" type="checkbox"/> |

I hereby claim the benefit under 35 United States Code, Section 119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):

| Application Number | Filing Date |
|--------------------|-------------|
|--------------------|-------------|

Full name of second inventor: Osamu KUSUMOTO

Inventor's signature: *Osamu Kusumoto*

Date: May 19, 2005

Residence: Nara, Japan

Citizenship: Japan

Post Office Address: 2-1052-42, Nishi, Nakayama-cho, Nara-shi, Nara 631-0013, Japan

Full name of third inventor: Masao UCHIDA

Inventor's signature: *Masao Uchida*

Date: May 19, 2005

Residence: Osaka, Japan

Citizenship: Japan

Post Office Address: 2-29-15, Terada-cho, Ibaraki-shi, Osaka 567-0823, Japan

Full name of fourth inventor: Kunimasa TAKAHASHI

Inventor's signature: *Kunimasa Takahashi*

Date: May 19, 2005

Residence: Osaka, Japan

Citizenship: Japan

Post Office Address: 1-6-29-5, Hirata, Ibaraki-shi, Osaka 567-0845, Japan

Full name of fifth inventor: Kenya YAMASHITA

Inventor's signature: *Kenya Yamashita*

Date: May 19, 2005

Residence: Osaka, Japan

Citizenship: Japan

Post Office Address: 5-6-301, Myokenzaka, Katano-shi, Osaka 576-0021, Japan

Full name of sixth inventor:

Inventor's signature:

Date:

Residence:

Citizenship:

Post Office Address:

I hereby claim the benefit under 35, United States Code, Section 120 of any United States application(s) or 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35, United States Code, Section 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Application(s):

Serial No. Filing Date Status: Patented, Pending, Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the registered practitioners of McDermott Will & Emery LLP, included in the Customer Number provided below, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NUMBER 20277

Send correspondence to the address associated with Customer Number 20277

McDERMOTT WILL & EMERY LLP
600 13th Street, N.W.
Washington, D. C. 20005-3096

Direct Telephone Calls to: Telephone (202) 756-8000

Full name of sole or first inventor: Makoto KITABATAKE

Inventor's signature:  Date: May 19, 2005

Residence: Nara, Japan

Citizenship: Japan

Post Office Address: 3-17-13-501, Tomio-kita, Nara-shi, Nara 631-0076, Japan